

**210 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No. M-14176 of 2017 (O&M)

Date of Decision: 01.06.2017.

Shanki Verma

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Mr. Sarfraj Hussain, Advocate,
for the complainant.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439
the Cr.P.C seeking regular bail in case FIR No.570 dated 16.09.2016
registered under Sections 420, 406, 506, 467, 468 and 471 read with
Section 34 IPC at Police Station Samalkha, District Panipat.

Learned counsel for the petitioner contends that out of
the disputed amount of Rs.4,67,700/-, a sum of Rs.2,60,000/- has
already been recovered from the petitioner and co-accused. To show his
bona fide, on 05.05.2017 the petitioner made a statement to deposit the
remaining amount subject to the outcome of the trial. It is asserted that
the complainant has refused to accept the amount. However, the
petitioner is still ready and willing to stand by the undertaking made
before this Court. It is further asserted that neither the petitioner is
named in the FIR nor has any entrustment been shown to be made to
the petitioner.

On the other hand, the learned State counsel submits that the petitioner is involved in another similar FIR. However, he fairly admits that he has been enlarged on bail in the said FIR.

Learned counsel for the complainant vehemently opposes the bail application and states that there are serious allegations against the petitioner.

Heard.

Considering the fact that the petitioner is ready and willing to deposit the remaining amount of Rs.2,10,000/-, the challan stands already presented, the petitioner is in custody since 21.12.2016, out of 15 prosecution witnesses, none has been examined so far, therefore, it can be safely concluded that the conclusion of trial will take a long time so, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

However, the petitioner shall deposit the remaining amount of Rs.2,10,000/- before the trial Court within 10 days from today.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

01.06.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No